



UNITED STATES PATENT AND TRADEMARK OFFICE

Technology Center 1700.

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In re application of  
Gray Anthony Jubb et al  
Serial No. 09/762,870  
Filed: March 22, 2001  
For: BONDED FIBROUS MATERIALS :

:  
: DECISION ON  
: PETITION  
:

This is a response to the "REQUEST TO WITHDRAW HOLDING OF ABANDONMENT PURSUANT TO 37 C.F.R. 1.181", filed February 26, 2004. The request asks that the abandonment, as set forth in the Notice of Abandonment of January 27, 2004, for failure to timely file a proper response to the Office letter dated May 29, 2003 be withdrawn. The requester asserts that applicants timely filed a proper response and a Petition for Extension of Time to the Office letter of May 29, 2003 on December 01, 2003 (Note: November 29, 2003 fell on Saturday and December 01, 2003 is the next business day.).

**DECISION**

The instant request is accepted as a timely petition under 37 C.F.R. 1.181 (no fee).

A review of the petitioner's evidence provided with the instant petition indicates that the request has merit. The evidence presented is sufficient to establish that the applicants did file the proper response to the Office letter of May 29, 2003 in a timely manner. The evidence provided includes : 1) a copy of the Amendment in response to the Office letter of May 29, 2003 and Petition for a three-month Extension of Time with an executed Certificate of Mailing on December 01, 2003; 2) a copy of the returned stamped postcard confirming receipt of the Amendment and Petition for Extension of Time by the USPTO dated December 04, 2003 ; and 3) a copy of a check No. 34817 in the amount of \$950.00 for the fee of three-month extension of time and a copy of PTO/SB/17 Fee Transmittal for FY 2004.

Therefore, the abandonment is hereby withdrawn, and the application is returned to



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pending status. The case will be forwarded to the Technical Support Staff for entering of the Response of December 01, 2003 and then forwarded to the examiner for prompt consideration.

The Petition is **GRANTED**.

*J. Stone*

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